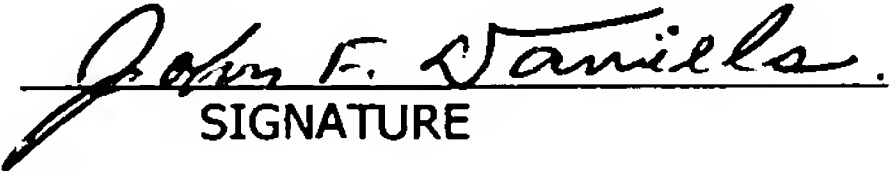


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|---|--|---|--|--|--|
| Form PTO-1390<br>(Rev. 12-2004)   |  | US PATENT AND TRADEMARK OFFICE; US DEPARTMENT OF COMMERCE |  | ATTORNEY'S DOCKET NO.<br><b>C 2815 PCT/US</b>                        |  |
| <b>TRANSMITTAL LETTER TO THE UNITED STATES<br/>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br/>CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>   |  |   |  | U.S. APPLICATION NO. (If known, see 37 CFR 1.51)<br><b>10/561898</b> |  |
| INTERNATIONAL APPLICATION NO.<br><b>PCT/EP2004/006415</b>   |  | INTERNATIONAL FILING DATE<br><b>June 15, 2004</b>         |  | PRIORITY DATE CLAIMED<br><b>June 24, 2003</b>                        |  |
| TITLE OF INVENTION<br><b>LITCHI SINENSIS EXTRACTS CONTAINING OLIGOMERIC PROANTHOCYANIDINS AND<br/>PROCESSES OF MAKING THEREOF</b>   |  |   |  |  |  |
| APPLICANT(S) FOR DO/EO/US<br><b>Santiago Rull Prous, Smail Alaqui Ismaili and Bernd Fabry</b>   |  |   |  |  |  |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:   |  |   |  |  |  |
| <ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input type="checkbox"/> The US has been elected (Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))           <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).           <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))           <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> A English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) (UNEXECUTED).</li> <li>10. <input type="checkbox"/> A English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> |  |   |  |  |  |
| <b>Items 11 to 20 below concern document(s) or information included:</b>  |  |   |  |  |  |
| <ol style="list-style-type: none"> <li>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input type="checkbox"/> A preliminary amendment.</li> <li>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.</li> <li>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the International application under 35 U.S.C. 154(d)(4).</li> <li>20. <input checked="" type="checkbox"/> Other items or information:</li> </ol>  |  |   |  |  |  |
| Information Disclosure Citation   |  |   |  |  |  |
| <b>"Express Mail" Mailing Label Number <u>EV530260820US</u></b>   |  |   |  |  |  |

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|--|--------------|---|--------------|--|----------|
| U.S. Application No. (if known, see 37 CFR 1.5) <b>10/301690</b>   |              | INTERNATIONAL APPLICATION NO.<br><b>PCT/EP2004/006415</b>                     |              | ATTORNEY'S DOCKET NUMBER<br><b>C 2815 PCT/US</b> |          |
| 21. The following fees are submitted:  |              |   |              |  |          |
| ■ a) Basic national fee..... \$300.00  |              |   |              | \$ 300.00  |          |
| ■ b) Examination fee..... \$ 200.00  |              |   |              | \$ 200.00  |          |
| ■ c) Search fee - search report prepared and provided to USPTO..... \$400.00   |              |   |              | \$ 400.00  |          |
| TOTAL OF ABOVE CALCULATIONS = \$ 900.00  |              |   |              | \$ 900.00  |          |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. |              |   |              |  |          |
| Total Sheets   | Extra sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE         |  |          |
| 17 - 100 =   | XX/50 =      | 0   | x \$250.00   | \$ 0   |          |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).   |              |   |              | \$ 0   |          |
| CLAIMS   | NUMBER FILED | NUMBER EXTRA  | RATE         |  |          |
| Total Claims   | 11 - 20 =    | 0   | 0 X \$50.00  | \$ 0   |          |
| Independent Claims   | 3 - 3 =      | 0   | 0 X \$200.00 | \$ 0   |          |
| MULTIPLE DEPENDENT CLAIMS (S) (if applicable)  |              |   | 0 + \$360.00 | \$ 0   |          |
| TOTAL OF ABOVE CALCULATIONS =  |              |   |              | \$ 900.00  |          |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.   |              |   |              | \$ 0   |          |
| SUBTOTAL =   |              |   |              | \$ 900.00  |          |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).  |              |   |              | \$ 0   |          |
| TOTAL NATIONAL FEE =   |              |   |              | \$ 900.00  |          |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +   |              |   |              | \$ 0   |          |
| TOTAL FEES ENCLOSED  |              |   |              | \$ 900.00  |          |
|  |              |   |              | Amount to be refunded:                           | \$-----  |
|  |              |   |              | Amount to be charged:                            | \$900.00 |
| a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.  |              |   |              |  |          |
| b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>50-1177</u> in the amount of \$ <u>900.00</u> to cover the above fees.<br>A triplicate copy of this sheet is enclosed. Order No. <u>05-0490</u> .   |              |   |              |  |          |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-1177</u> . A triplicate copy of this sheet is enclosed.                           |              |   |              |  |          |
| d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.        |              |   |              |  |          |
| <b>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the International Application to pending status.</b>   |              |   |              |  |          |
| SEND ALL CORRESPONDENCE TO: <b>Customer Label No. 23657</b>  |              |   |              |  |          |
| <br>SIGNATURE   |              |   |              |  |          |
| John F. Daniels<br>NAME ATTORNEY FOR APPLICANT<br>34,314<br>REGISTRATION NUMBER  |              |   |              |  |          |